AUG 2 3 2005

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REQUEST **CONTINUED EXAMINATION (RCE)** TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000. provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

| Application Number | 09/672,987 | | | | | | |
|------------------------|---------------------|--|--|--|--|--|--|
| Filing Date | September 29, 2000 | | | | | | |
| First Named Inventor | Joshua I. Pine | | | | | | |
| Group Art Unit | 2615 | | | | | | |
| Examiner Name | Aggarwai, Yogesh K. | | | | | | |
| Altorney Docket Number | 0190227 | | | | | | |

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed Reg. 50092 (Aug. 18, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat Office 47 (Apr. 11, 2000), which established RCE practice. Submission required under 37 C.F.R. § 1.114 Previously submitted a. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on (Any unentered amendment(s) referred to above will be entered).

| ii | i. <u>L</u> | Consider the arguments in the Appeal Brief or Reply Brief previously filed on |
|--------------|-------------|---|
| | <u> </u> | Other |
| b. L | | nclosed |
| i. | Ļ | Amendment/Reply |
| ii. | Ļ | Affidavit(s)/Declaration(s) 08/24/2005 TL0111 00000037 09672987 |
| iii. | . <u>Ļ</u> | Information Disclosure Statement (IDS) 01 FC:1801 790.00 DP |
| iv | · | Other |
| 2. Mi | scella | aneous |
| a. L | <u>ا</u> ۾ | uspension of action on the above-identified application is requested under 37 C.F.R.§ 1.103(c) for |
| ьГ | ¬° | period of months. (Period of suspension shall not exceed 3 months, Fee under 37 C.F.R. § 1.17(i) required) |
| 3. Fe | es | The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed. |
| a. 🖸 | X) T | he Director is hereby authorized to charge any deficiency in the following fees, or credit ny overpayments, to Deposit Account No. 50-0731 |
| i. | | RCE fee required under 37 C.F.R. § 1.17(e) |
| ii. | | Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) |
| i <u>ii.</u> | _ L | Other |
| b. 📙 | <u>၂</u> c | heck in the amount of \$ enclosed |
| c. [> | X P | ayment by credit card (Form PTO-2038 enclosed) in the amount of \$ 910.00 enclosed |
| | | SIGNATURE OF APPLICANT ATTORNEY OF ACENT REQUIRED |

| | SIGNATURE OF A | PPLICANT, ATTOI | RNEY, OR AGENT F | REQUIRED | |
|------------------|-----------------------|-----------------|------------------|-----------------------------|--|
| Name (Print/Type | Farshad Farjami, Esq. | 1 11 | Registration I | Vo. (Attorney/Agent) 41,014 | |
| Signature | GMU | // | - Dale | 8/23/05 | |

CERTIFICATE OF MAILING OR TRANSMISSION I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Mail Stop RCE, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile (703) 872-9306 transmitted to the U.S. Patent and Trademark Office on: Name (Print/Type) Sianature 123 Within Date ं०ऽ

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08/23/2005 TUE 18:26 FAX 949 282 1002 FARJAMI & FARJAMI LLP →→→ USPTO

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| Aggarwal, Yogesh K. |
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This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat Office 47 (Apr. 11, 2000), which

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| | b. | X | Encle | ose | i | | | | | | | | | | | | | | |
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| i | a. | | Susp | ens | ion c | of ac | tion | on t | he al | oove | -ideni | tified | applic | ation is | request | ted | under 37 (| C.F.R.§ | 3 1.103(c) for i) required) |
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